

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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CLERK-ALBUQUERQUE

ALFRED BAIN,

Plaintiff,

vs.

CIV 03-0036 WPJ/KBM

CITY OF ALBUQUERQUE and
E.O. GUEVARA and P.K. APODACA,
in their individual and official capacities as
employees of the City of Albuquerque,

Defendants.

**DEFENDANTS' MOTION IN LIMINE NO. IV: EXCLUSION OF TESTIMONY
REGARDING PLAINTIFF'S CHILDHOOD ABUSE AND EXPERIENCES**

Defendants, by and through Assistant City Attorney, Beatrice J. Brickhouse, and pursuant to Fed. R. Evid. 104, 401, 402, and 403 hereby moves the Court to exclude Plaintiff from presenting any testimony regarding his childhood abuse and experiences.

As grounds, Defendants state:

1. Introduction of testimony regarding Plaintiff's childhood is inadmissible pursuant to Fed. R. Evid. 104, 401, 402, and 403;
2. Plaintiff opposes this motion;
3. Pursuant to D.N.M.LR-Civ. 7, a memorandum in support of this motion is submitted simultaneously herewith.

WHEREFORE, Defendants respectfully request that this Court grant Defendants' Motion in Limine No. IV and thereby exclude any and all testimony regarding Plaintiff's

childhood abuse and experiences and order all other relief that the Court deems just and proper.

Respectfully Submitted,

CITY OF ALBUQUERQUE

Robert M. White

City Attorney



Beatrice J. Brickhouse

Assistant City Attorney

Attorney for Defendants

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I hereby certify that a true copy
of the foregoing was sent via
e-mail:

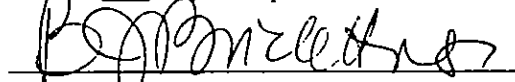
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Attorneys for Plaintiff

on this 26th day of April, 2004.



Beatrice J. Brickhouse
Assistant City Attorney